

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

ERIC MATTHEW SCHOENBERG,

Plaintiff,

v.

WINDSTAR CRUISES MARSHALL  
ISLANDS, LLC,

Defendant.

C20-1485 TSZ

MINUTE ORDER

The following Minute Order is made by direction of the Court, the Honorable Thomas S. Zilly, United States District Judge:

(1) By Minute Order entered May 19, 2021, docket no. 32, the Court granted leave to James K. McCanna and the firm of McCanna Law, PLLC to withdraw as counsel of record for plaintiff Eric Matthew Schoenberg and set a deadline of June 18, 2021, for plaintiff to arrange for substitute counsel to file a notice of appearance. No notice of appearance was timely filed and plaintiff is treated as proceeding pro se in this matter. Based on representations made by defendant's attorneys in the status report filed on September 16, 2021, docket no. 34, the Court is satisfied that plaintiff received a copy of the Minute Order entered May 19, 2021, docket no. 32, and that plaintiff has been duly apprised of his obligations to provide the Court with his current contact information and comply with the rules and orders of this Court, as well as the consequences of failing to participate in this litigation, including dismissal of his claims. See Status Report at ¶¶ 2-4 (docket no. 34); Minute Order at 2 n.1 (docket no. 32). Plaintiff, however, has not supplied a mailing address to the Court or defendant's counsel, and defendant's lawyers' most recent attempts to contact plaintiff via email and telephone have been unsuccessful. See Status Report at ¶¶ 4 & 6 (docket no. 34). As a result, defendant has requested a status conference. The Court DECLINES to communicate with defendant or its attorneys

1 ex parte, but will entertain a request for a status conference if all parties can reliably be  
2 expected to participate. Absent some assurance that plaintiff will be present for a status  
conference, either in person or by phone, the Court will not schedule such event.

3 (2) Plaintiff is hereby ADVISED that continued failure to prosecute this matter  
4 will be grounds for dismissal of his claims. If plaintiff wishes to proceed, he must supply  
5 his current mailing address, email address, and telephone number to the Court by sending  
6 such information in writing to the Clerk of the Court, United States Courthouse, 700  
7 Stewart Street, Seattle, WA 98101. Such document must also contain the case number:  
C20-1485 TSZ. The parties or, if plaintiff remains non-responsive, just defendant shall  
8 file a status report within 90 days of the date of this Minute Order. If, upon review of the  
9 next status report, the Court is persuaded that plaintiff has not taken the steps necessary to  
10 further litigate this case, this action will be dismissed without prejudice.

11 (3) The Clerk is directed to send a copy of this Minute Order to all counsel of  
12 record and to plaintiff at [ericmschoenberg@icloud.com](mailto:ericmschoenberg@icloud.com). Defendant shall serve a copy of  
13 this Minute Order on plaintiff via all other means at its disposal and file proof of service  
14 (or non-service) within fourteen (14) days of the date of this Minute Order.

15 Dated this 23rd day of September, 2021.

16  
17 Ravi Subramanian  
18 Clerk

19 s/Gail Glass  
20 Deputy Clerk